

**CITY OF CANAL FULTON  
CITY COUNCIL MEETING AGENDA**

**August 7, 2018**

**6:00 PM WORK SESSION - YMCA**

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **POLICE/EMS DEPARTMENT RECOGNITION**

- **Dennis Muntean**
- **Matt Burgesses**

**REPORTS OF STANDING COMMITTEES**

5. **CITIZENS' COMMENTS – AGENDA MATTERS (Five Minutes per Individual – No Yield)**
6. **CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS**

7-17-18

7. **REPORTS OF ADMINISTRATIVE OFFICERS**
  - o Senior Citizens
  - o Community Service
  - o Fire Chief
  - o Police Chief
  - o Engineer
  - o Streets
  - o Public Utilities
  - o Planning/Zoning
  - o Finance Director
  - o City Manager
  - o Mayor - Approval of Tentative Agreements
  - o Parks & Recreation Board
  - o Law Director

8. **THIRD READINGS**

**Resolution 13-18:** A Resolution by the Council of the City of Canal Fulton, Ohio to Enter into a Construction and Performance Agreement with Schalmo Properties, Inc. for the Public Improvements and Installments for Sandy Ridge Development Phase 2.

**Ordinance 25-18:** An Ordinance Amending Title Three-Utilities of Chapter Nine – Streets, Utilities and Public Service Code of the Codified Ordinances of Canal Fulton, Ohio Adding Chapter 939-Stormwater Utility and Repealing any Ordinances in Conflict Therewith

**Ordinance 26-18:** An Ordinance Amending Ordinance 31-17, and Providing for Changes to Previously Authorized Appropriations.

9. **SECOND READINGS**

**Resolution 14-18:** A Resolution Designating Eligible Depositories for the Period from January 1, 2018 Through December 31, 2023.

**Ordinance 27-18:** An Ordinance Amending Ordinance 29-17, Rates of Pay for Non-Bargaining Employees, And Repealing Any Ordinances In Conflict Therewith.

10. **FIRST READINGS**

**Ordinance 28-18:** An Ordinance by the City of Canal Fulton, Ohio Amending Ordinance No. 1-15 and Repealing Ordinance 14-16

**Ordinance 29-18:** An Ordinance by the City of Canal Fulton, Ohio to Replat Outlot 257 Known as Canal Place and Repealing any Ordinance in Conflict Therewith

11. **P.O.s**

P.O. 11793 to Tri C Concrete and Excavating in the amount of \$11,421.00 for Concrete Repair on Maynard

12. **BILLS:**

13. **OLD/NEW/OTHER BUSINESS**

14. **REPORT OF PRESIDENT PRO TEMPORE**

15. **REPORT OF SPECIAL COMMITTEES**

16. **CITIZENS COMMENTS – Open Discussion (Five Minute Rule)**

17. **ADJOURNMENT**

**CITY OF CANAL FULTON  
CITY COUNCIL MEETING MINUTES**

**July 17, 2018**

**6:00PM Work Session – Republic Waste/Terry Thompson**

Mr. Thompson did not attend. City Manager Mark Cozy distributed recycling information provided by Mr. Thompson on the changes and problems that recycling is going through at this time.

Mayor Schultz explained the information as he and Mr. Cozy had met with him prior to the meeting. Fra less material is being chosen to be recycled.

It is being proposed that the cost of recycling go up \$.78 per account per month to cover costs due to what is being recycled no longer having value.

Mr. Cozy stated that recycles needs to be clean, rinsed and dried. Mayor Schultz said to him it was explained that the \$.78 cents is to keep the cost as stated as it is under contract if we do not bid out.

Mayor Schultz stated he would like it if there was one trash day per week and exclusive hauling.

Mr. Bucher asked if we deny the raise can they end the relationship with us. Mayor Schultz said yes. Mr. Cozy said each community is being raised different amounts due to several factors including fuel, and residents.

Mrs. Mayberry asked if they wanted a motion to accept the raise. Mayor Schultz said yes.

Mr. Bucher said he would like to see what other communities are doing with this.

Mrs. Mayberry said are they going to come back and ask for more raises. If this is the only thing they are raising this time, have they mentioned increases. Mr. Cozy said a three percent every year as stated.

Mrs. Mayberry said she would like to hear more and we did not have to make a decision today.

**CALL TO ORDER**

Mayor Joseph Schultz called the meeting to order at 7:00pm.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

Council in attendance were Mayor Joseph Schultz, Danny Losch, Eric Whittington, Sue Mayberry, Scott Svab, Dan Bucher and Bonnie Donaldson

City Staff in attendance were City Manager Mark Cozy, Police Chief Doug Swartz, Fire Chief Ray Durkee, Finance Director William Rouse, Engineer William Dorman

Others in attendance were Joan Porter, Chell Rossi, Victor Colaianni, James Deans, Janet Deans, Joan Porter and Melissa Berry

**REPORTS OF STANDING COMMITTEES**

Mrs. Mayberry reported on the work session in regards to public recycling. Mr. Thompson was not in attendance to discuss Recycling. Republic Services sent the City a letter in regards to China and recycling. They are requesting a .78 increase monthly to resident's accounts. They are requesting to speak to Mr. Thompson again to answer some questions.

Mr. Losch explained his experience with recycling and building machines to handle materials. Recycling facilities are built to handle recycles. Garbage ends up going through the systems which contaminates them. He said he hoped that the money would go to education.

**CITIZENS' COMMENTS – AGENDA MATTERS (Five Minutes per Individual – No Yield)**

None

**CORRECTING & ADOPTING THE RECORD OF PROCEEDINGS**

Eric Whittington asked about Ordinance 22-18 and how to go back and change the vote. Mr. Whittington said according to the rules a person that votes yes can go back

**CITY OF CANAL FULTON**  
**CITY COUNCIL MEETING MINUTES**  
**July 17, 2018**

and revisit. He said after consideration and research he would like to change his vote. There was also a member of Council not in attendance that may want to vote on the ordinance.

Mr. Cozy stated since the Law Director was not in attendance to discuss it with him and bring it up at the next Council meeting. Mr. Losch stated that this would stand as the waiting week in order to bring an Ordinance back to the table.

7-3-18

**A motion was made to approved the 7-3-18 minutes by Sue Mayberry**

**Second by Scott Svab**

**Dan Bucher abstained**

**All other Council Members voted yes. Motion approved.**

**REPORTS OF ADMINISTRATIVE OFFICERS**

Senior Citizens – No report

Community Service – No report

Fire Chief – Fire Chief Ray Durkee stated that Canal Days went well. Chief Durkee stated that there were a few transports to the hospital during the festival. The Explorers are at their first CPR and stop the bleed training. Chief Durkee also said that there are two grants they are waiting for that could be used to purchase radios and power load systems for squads. Chief Durkee passed out a monthly report for the department.

Police Chief – Police Chief Doug Swartz stated that Canal Days had zero arrests. Chief Swartz distributed a monthly report. Chief Swartz also commended Officer Sara Wilson in solving a counterfeit money case where the suspect paid for gift cards at Rite Raid with counterfeit money. The case also closed several others in surrounding areas.

Engineer – Engineer William Dorman stated that they are working on Sandy Ridge Development, Bell Stores and the Chip and Seal program where the purchase order is on the agenda.

Mr. Dorman stated that they have received plans for the storm sewer on Locust from Lockhart and reviewed. Them. He said the plans are acceptable and below the engineer's estimate. and they have asked for a schedule so that they can prepare a change order for the contract.

Mr. Dorman stated that they have reviewed plans for McDonalds for expansion where the Dairy Queen was.

Mr. Dorman stated they are also working on Elm Ridge Phase 13 and 14 Development which was presented to the Planning Commission.

Mr. Bucher asked when something would happen with Locust St. Mr. Dorman said he expects something soon. Mayor Schultz said he would call tomorrow and check.

Streets – The Mayor commended everyone for their work on Canal Days. Chief Swartz said Gary Hosking, Interim Road Superintendent did a great job for his first year on Canal Days.

Public Utilities – Mayor Schultz said the Water Tower Study Draft has been passed to all Council Members for review.

Planning/Zoning – Mr. Steve Peroz started yesterday as a Zoning Inspector. Mr. Peroz and Johnson Belford will be on This Month in Canal Fulton this next airing. Danny Losch asked the possibility of Mr. Peroz working with the Storm Water Assessments and determining the square footage of properties. Mr. Losch said the burden of the assessments in on households. He would like to see a Public Service and Finance Committee in the near future to discuss a better structure that is fair to all. Mr. Rouse stated that we are starting this from scratch. The next step would be to look at it in one year to evaluate for billing and stability.

Finance Director – June Financials were included in the packet. Income tax was down a little this last month compared to last year, but that is due to school withholdings coming in at a later date and it should work out to be even. Overall the income tax is up 6.3%. Financials for June were pretty stapled.

Mr. Rouse stated that an additional Utility worker would cost \$4,700 per month or \$24,000 for the remainder of the year if starting August 1<sup>st</sup>.

**A motion was made to approve the June Financials by Scott Svab**

**Second by Danny Losch**

**CITY OF CANAL FULTON  
CITY COUNCIL MEETING MINUTES  
July 17, 2018**

**All Council Members voted yes. Motion approved.**

City Manager – City Manager Mark Cozy stated that he is waiting on one more quote for the security system for the St. Helena II and is hoping to have a purchase order for Council at the next meeting.

Mrs. Mayberry asked if Council was going to get a copy of the MOU for the schools and police department to review as well as the Law Director to approve to form. Mayor Schultz asked Chief Swartz to get a copy for them and bring it back to the Council Meeting this evening.

Mr. Cozy asked for an Executive Session for consideration of promotion of employee.

The meeting broke for the two Zoning Public hearings. This is in reference to 23-18 or 24-18. Mayor Schultz said it was the recommendation of the Planning Commission to approve.

**7:30 Public Hearing – Zoning Change 100008449 and 100008808 from R-4 to I-1**

Mark Cozy explained Ordinance 23-18. It is zoned r-4 and they want to develop the lots commercially and make it I-4 Mr. Schalmo was in attendance.

Mrs. Mayberry asked at some point in the future that at some point the road could go all the way to Strausser Street. Mark Cozy said yes. Mrs. Mayberry stated that could alleviate some traffic off of Locust St.

Mr. Bucher noted that there was an error on the agenda in the parcel number for the hearing at 7:45 and it should read PPM 10-008588

**7:45 Public Hearing – Zoning Change Re-zoning PPN 10-008588 from R-1 to B-2**

Mayor – Mayor Schultz stated he also needed an executive session to discuss negotiations with bargaining units.

Wendy Curtis who is bringing Monarch Resorts have started to work on their site plan. This will be on Route 93 at the Duncan Farm site.

He thanked the volunteers for their part in Canal Days.

Parks & Recreation Board – No report.

Law Director – No report.

**THIRD READINGS**

**Resolution 10-18:** A Resolution to Adopt A Multi-Jurisdictional Hazard Mitigation Plan

**A motion was made to approve Resolution 10-18 by Dan Bucher Jr.**

**Second by Bonnie Donaldson**

**All Council Members voted yes. Motion approved.**

**Ordinance 23-18:** An Ordinance by the Council of the City of Canal Fulton, Amending the Zoning Code by Re-zoning PPM 10-008449 and PPN 10-008808

**A motion was made to approve Ordinance 23-18 by Dan Bucher Jr.**

**Second by Scott Svab.**

**All Council Members voted yes. Motion approved.**

**Ordinance 24-18:** An Ordinance by the Council of the City of Canal Fulton, Amending the Zoning Code by Re-zoning PPM 10-008588

**A motion was made to approve Ordinance 24-18 by Dan Bucher Jr.**

**Second by Danny Losch.**

**All Council Members voted yes. Motion approved.**

**7:45 Public Hearing – Zoning Change Re-zoning PPN 10-008588 from R-1 to B-2**

No discussion.

**Resolution 11-18:** A Resolution by the Council of the City of Canal Fulton, Ohio Declaring 156 West Cherry Street Insecure, Unsafe, Structurally Defective and Unfit for Human Habitation

**A motion was made to approve Resolution 11-18 by Danny Losch**

**CITY OF CANAL FULTON  
CITY COUNCIL MEETING MINUTES  
July 17, 2018**

**Second by Sue Mayberry.  
All Council Members voted yes. Motion approved.**

**Resolution 12-18:** A Resolution by the Council of the City of Canal Fulton, Ohio Declaring 147 Market Street West Insecure, Unsafe, Structurally Defective and Unfit for Human Habitation

**A motion was made to approve Resolution 12-18 by Danny Losch  
Second by Sue Mayberry  
All Council Members voted yes. Motion approved.**

**SECOND READINGS**

**Resolution 13-18:** A Resolution by the Council of the City of Canal Fulton, Ohio to Enter into a Construction and Performance Agreement with Schalmo Properties, Inc. for the Public Improvements and Installments for Sandy Ridge Development Phase 2.

**Ordinance 25-18:** An Ordinance Amending Title Three-Utilities of Chapter Nine – Streets, Utilities and Public Service Code of the Codified Ordinances of Canal Fulton, Ohio Adding Chapter 939-Stormwater Utility and Repealing any Ordinances in Conflict Therewith

**Ordinance 26-18:** An Ordinance Amending Ordinance 31-17, and Providing for Changes to Previously Authorized Appropriations.

**FIRST READINGS**

**Resolution 14-18:** A Resolution Designating Eligible Depositories for the Period from January 1, 2018 Through December 31, 2023.

**Ordinance 27-18:** An Ordinance Amending Ordinance 29-17, Rates of Pay for Non-Bargaining Employees, And Repealing Any Ordinances In Conflict Therewith.

**P.O.s**

P.O. 11776 to CTI Engineers, Inc. in the amount of \$25,000.00 to conduct Phase 2 of the City; GIS Mapping System to Conform with EPA Asset Management Requirements

**A motion was made to approve P.O. 11776 by Danny Losch  
Second by Scott Svab.  
All Council Members voted yes. Motion approved.**

P.O. 11785 to Melway Paving Co, Inc. in the amount of \$81,805.75 for 2018 Chip & Seal

**A motion was made to approve P.O. 11785 by Sue Mayberry  
Second by Danny Losch  
All Council Members voted yes. Motion approved.**

**BILLS:** \$416,091.54

**A motion was made to approve June Bills by Scott Svab  
Second by Danny Losch  
All Council Members voted yes. Motion approved.**

**OLD/NEW/OTHER BUSINESS**

Mrs. Mayberry asked if at any time prior to the sale of the old fire station was something published for potential sale for any other businesses to make offers. Under ORC 721.15 it states that you have to do this for disposition of property. Mark Cozy stated that the buyer of the site paid more money than the site was appraised for. Mr. Rouse said that he believed the Law Director said the Charter gave us the ability to bypass the publishing.

**REPORT OF PRESIDENT PRO TEMPORE**

Mrs. Mayberry shared complimentary email from a visitor Don Myers who toured the town and road the St. Helena III. He stated he enjoyed the historian on the boat and the visit to the town. Mr. Myers said this was the highlight of his summer so far.

**CITY OF CANAL FULTON  
CITY COUNCIL MEETING MINUTES  
July 17, 2018**

**REPORT OF SPECIAL COMMITTEES**

None.

**CITIZENS COMMENTS – Open Discussion (Five Minute Rule)**

John Hatfield

Mr. Hatfield expressed concern with the legislation that turns the water utility back to owners if unpaid. He disagrees with the legislation and said the property owner should not be cited rather than bad creditors. He states after so long the water should be shut off and the renter should be sought after.

**A motion was made to go into Executive Session at 8:10pm to discuss Promotion or demotion of a public employee or official and preparing for, conducting or reviewing negotiations or bargaining sessions with public employees by Danny Losch**

**Second by Scott Svab.**

**All Council Members voted yes. Motion approved.**

**A motion was made to return to public session at 9:23pm by Scott Svab.  
Second by Danny Losch.**

**All Council Members voted yes. Motion approved.**

Mayor Schultz discussed the YMCA and the Work Session that was to take place this evening but was changed. The YMCA board was not prepared and are still in the midst of fundraising. Mayor Schultz discussed the differences between recreational pools and lap pools. What is being proposed is a recreational pool with two lap lanes. The Mayor does not want the pressure to prepare Council to vote for support of a two-lane pool. Mr. Bucher said he was not in favor of a two-lane pool and would not vote on that. Mr. Whittington stated the four-lane pool would bring people to join. At this time families are going to the Natatorium or other YMCAs to use their pool to swim. Mr. Cozy stated that they needed to go and look at Wadsworth YMCA. Mrs. Mayberry said some would not understand the lingo of a two-lap recreational pool Mr. Losch stated that this sounds like a good work session topic to discuss.

**ADJOURNMENT**

# RECORD OF RESOLUTIONS

BEAR GRAPHICS 888-325-8894 FORM NO. 30045

Resolution No.

13 18

Passed

, 20

A RESOLUTION BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO TO ENTER INTO A CONSTRUCTION AND PERFORMANCE AGREEMENT WITH SCHALMO PROPERTIES, INC. FOR PUBLIC IMPROVEMENTS AND INSTALLMENTS FOR SANDY RIDGE DEVELOPMENT PHASE 2.

WHEREAS, Schalmo Properties, Inc., in compliance with Title One of the Planning and Zoning Code of the City of Canal Fulton, Ohio, entitled "Subdivision Regulations", hereby covenants and agrees to construct and install within the proposed subdivision known as Sandy Ridge Development Phase 2 as previously approved by the Planning Commission, all public improvements and installments required by said Subdivision Regulations of the City of Canal Fulton, Ohio.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CANAL FULTON, OHIO, THAT:

The City of Canal Fulton agrees to enter into a Construction and Performance Agreement with Schalmo Properties, Inc. for Public Improvements and Installments for Sandy Ridge Development Phase 2 pursuant to proposal attached as Exhibit "A" and incorporated by reference herein.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

ATTEST:

\_\_\_\_\_  
Teresa Dolan, Clerk-of-Council

I, Teresa Dolan, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Resolution \_\_\_\_-18, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_. 2018, and that publication of the foregoing Resolution was duly made by listing same on the city's web-site and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Teresa Dolan, Clerk-of-Council

SEF/bp

Exhibit "A"

**CONSTRUCTION AND PERFORMANCE AGREEMENT**

The undersigned, Schalmo Properties, Inc., hereinafter called the "Developer", in compliance with Title One of the Planning and Zoning Code of the City of Canal Fulton, Ohio, entitled "Subdivision Regulations", hereby covenants and agrees to construct and install within the proposed subdivision known as **Sandy Ridge Development Phase 2** as previously approved by the Planning Commission, all public improvements and installments required by said Subdivision Regulations of The City of Canal Fulton, Ohio.

Developer further covenants and agrees:

1. That all such public improvements and utilities shall be constructed and installed in full compliance with the provisions of said Subdivision Regulations, as well as with specifications established by the City Engineer and kept on file in his office. The aforementioned provisions and specifications shall be considered part of this Agreement as though fully rewritten herein.
2. To notify the City Engineer when each phase of any and each improvement or installment is completed and ready for final inspection and approval thereof, and that any service rendered to the Developer by the City of Canal Fulton, Ohio, in connection with necessary inspections or other related matters shall be promptly paid by Developer, as they are billed therefore.
3. That such improvements will be completed and installed within eighteen (18) months of the date of this agreement.
4. That all such improvements and installations will be laid, constructed and installed in a workmanlike manner and that the Developer guarantees such work and materials for a period of two (2) years from the date of acceptance thereof by the City Engineer. Upon acceptance of improvements, the Developer shall file a maintenance bond which shall guarantee improvements for two years. The amount of the bond shall be determined by the City Engineer and approved by City Council.
5. That the Developer will bear and pay the total cost of all improvements thereof.
6. That the Developer will promptly replace or repair any work or materials shown to be defective within the two (2) year maintenance guarantee period, provided that timely notice of the nature of the same is given in writing to the Developer by the City Engineer. In the event that the Developer refuses or fails to replace any defective work or materials within a reasonable time after such notice thereof, the City of Canal Fulton, Ohio, may cause such work to be done and the Developer shall pay the cost of the same.
7. That a title report approved in form and content by the City Law Director, shall be furnished showing the titles to all lands within the subdivision.
8. That all such required improvements shall be available to and for the benefit of the lands and lots within said Subdivision.



The Developer further agrees to comply with the rules and regulations of the City of Canal Fulton, Ohio, governing the construction and installation of the above improvements, and to take the necessary safety precautions to prevent injury to persons and property on or about the site of the improvements. The Developer shall assume the defense of, indemnify, and save harmless the City of Canal Fulton, Ohio, and its individual officers and agents from all claims relating to labor and materials furnished for the work and from all liability for injuries to any person, corporation or property received or sustained by or from the act of the Developer or its employees, agents or subcontractors in connection with the construction and installation of the improvements herein set forth.

For the purposes of indemnifying and saving harmless the City of Canal Fulton, Ohio, from all claims for damages as set forth above, the Developer will give evidence by a certificate of insurance to the City of Canal Fulton, Ohio, of its having in effect a general liability insurance policy with \$500,000 coverage for each occurrence combined single limit of liability for bodily injury and/or property damage. Said certificate of insurance shall identify the City of Canal Fulton, Ohio, as additional insured.

In order to insure the full and faithful performance of the Agreement, the Developer attaches hereto, its unconditional escrow commitment or performance bond subject to the sole and exclusive control of the City of Canal Fulton, Ohio, in the sum of **Twenty Thousand Dollars (\$20,000.00)** to insure the implementation of soil and erosion control measures and the full payment of inspection and engineering fees within ninety (90) days of billing by the City. The Developer acknowledges that this sum shall be subject to the sole and exclusive control of the City of Canal Fulton, Ohio, for its release, based upon the City of Canal Fulton's acceptance for the performance assured herein. No direct or sub-contractual agreement of the Developer shall be deemed to authorize or encumber these funds, nor shall the obligation of the Developer constitute a basis for their release. Said funds shall be released only by the City of Canal Fulton, Ohio, upon proper acceptance of partial performance or completion, based upon the percentage of the project deemed completed and acceptable by the City Engineer, or the City Council, and no others. The Developer shall hold the City of Canal Fulton harmless, shall assure the defense of, and fully indemnify the City, its individual officers and agents from any and all liability for claims arising out of the release of escrow funds. Notwithstanding completion of the improvements mentioned herein, the escrow agreement shall not be released until a satisfactory maintenance bond in terms and amount approved by the City of Canal Fulton's Council; shall have been furnished for a maintenance period of two (2) years.

The City of Canal Fulton, Ohio, agrees with the Developer that it shall make all inspections as called for, and, so long as the Developer complies with the terms of the Agreement, shall not unreasonably hinder or obstruct the Developer in the performance of the work herein set forth.

IN WITNESS WHEREOF, the parties hereto have set their hands and seal this \_\_\_\_ day of

\_\_\_\_\_, 2018.

Witnesses:

\_\_\_\_\_

\_\_\_\_\_  
Kenneth L. Schalmo

In the Presence of:

\_\_\_\_\_

The City of Canal Fulton, Ohio

\_\_\_\_\_

\_\_\_\_\_  
Mark Cozy, City Manager

Approved as to form:

\_\_\_\_\_  
Scott Fellmeth, Law Director

# RECORD OF ORDINANCES

BEAR GRAPHICS 635-315-5184 FORM NO. 30243

Ordinance No.

2518

Passed

, 20

AN ORDINANCE AMENDING  
TITLE THREE - UTILITIES OF  
CHAPTER NINE - STREETS,  
UTILITIES AND PUBLIC SERVICE  
CODE OF THE CODIFIED  
ORDINANCES OF CANAL  
FULTON, OHIO ADDING  
CHAPTER 938 - STORMWATER  
UTILITY AND REPEALING ANY  
ORDINANCES IN CONFLICT  
THEREWITH.

WHEREAS, the Council of the City of Canal Fulton, Ohio has recommended that Title Three – Utilities of Chapter Nine – Streets, Utilities and Public Service Code of the Codified Ordinances of Canal Fulton be amended.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF  
THE CITY OF CANAL FULTON OHIO THAT:

Chapter 938 entitled Stormwater Utility is hereby created pursuant to legislation attached as Exhibit "A" and incorporated by reference herein and Repealing any Ordinances in conflict therewith.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

ATTEST:

\_\_\_\_\_  
Teresa Dolan, Clerk-of-Council

I, Teresa Dolan, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance \_\_\_\_ 2018, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2018, and that publication of the foregoing Ordinance was duly made by listing same on the city's web-site and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Library and Canal Fulton City Hall each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Teresa Dolan, Clerk-of-Council

SEF/bp

## EXHIBIT "A"

### CHAPTER 938 Stormwater Utility

- 938.01 Stormwater Utility
- 938.02 Findings, Determinations and Power
- 938.03 Definitions
- 938.04 Stormwater Fee
- 938.05 Stormwater Fee Collection
- 938.06 Stormwater Drainage Fund
- 938.07 Stormwater District Review and Appeals Board
- 938.08 Flooding, Liability
- 938.09 Notice to Correct Drainage
- 938.10 Emergencies, Abatement
- 938.11 Abatement Costs
- 938.12 Emergency Situations
- 938.13 Penalty

#### 938.01 Stormwater Utility

It is hereby declared necessary for the protection of the public health, safety, welfare and convenience of the City of Canal Fulton ("the City") and its inhabitants to codify the establishment of a storm drainage utility (hereinafter "Stormwater Utility" or "Utility") and to codify just and equitable rates or charges to be paid to the City for the use of such services which shall be used for the payment of the cost of the management, maintenance, operation, repair, construction, reconstruction, enlargement, replacement and related costs of the Stormwater Management System and items relating to the City Stormwater Management Plan as required through the Ohio Environmental Protection Agency (OEPA).

#### 938.02 Findings, Determinations and Power

It is hereby found, determined, and declared that those elements of the System which provide for the collection, treatment and disposal of stormwater and regulation of ground water are of benefit and provide services to all property within the incorporated City limits, including property not presently served by the storm elements of the System. The beneficiaries of the System include all real properties within the City of Canal Fulton which benefit by the provision, operation and improvement of the System. Such benefits may include, but are not limited to, the provision of adequate systems of collection, conveyance, detention, treatment and release of stormwater, the reduction of hazard to property and life resulting from stormwater runoff, improvement in general health and welfare through reduction of undesirable stormwater conditions, and improvement to the water quality in the storm and surface water system and its receiving waters.

The stormwater utility, under the direction of the City Manager shall, and does, have the power to:

- (a) Prepare regulations as needed to implement this Chapter and forward the same to City Council for consideration and adoption, and adopt such policies and procedures as are required to implement said regulations or carry out other responsibilities of the utility.
- (b) Administer the acquisition, design, construction, maintenance and operation of the System, including capital improvements.
- (c) Administer and enforce this Chapter and all regulations and procedures adopted relating to the design, construction, maintenance, operation and alteration of the System including, but not limited to, the quantity, quality and/or velocity of the stormwater conveyed thereby.
- (d) Inspect private systems as necessary to determine the compliance of such systems with this Chapter and any regulations adopted pursuant to this Chapter.
- (e) Advise City Council, the City Administration and City departments on matters relating to the utility.
- (f) Prepare and revise a comprehensive drainage plan for adoption by City Council periodically.
- (g) Review plans, approve or deny, inspect and accept extensions to the System.

(V) "Undeveloped Property" means real property which is a buildable lot with in the corporation limits.

(W) "Undisturbed property" means real property which has not been altered from its natural state by dredging, filling, removal of trees and vegetation or other activities which have disturbed or altered the topography or soils on the property.

(X) "User Fee District" means the area or property within the corporate limits of the City of Canal Fulton.

(Y) "Vacant improved property" means vacant property which is, or could reasonably be, served by any subdivision improvements that allow egress.

#### **938.04 Stormwater Fee**

Subject to the provisions of this Chapter, each and every residential developed and nonresidential developed, other than exempt property, within the corporate limits of the City, and the owners and non-owner users thereof, have imposed upon them a Stormwater Fee. In the event the owner and non-owner users of a particular property are not the same, the liability for each the owner and nonowner user for the Stormwater Fee attributable to that property shall be joint and several. The Stormwater Fee shall be billed on a monthly basis which shall be determined by the provisions of this Chapter and the ERU and ERU Rate which shall be established and changed from time to time by City Council. The rate hereby adopted by the City Council is \$2.00 per month per Equivalent Residential Unit (ERU) and by the following scale for any developed property not considered R-1 Residential.

Total Impervious Surface Area	Fee Per Month
1 - 25,000 Square Feet	\$5.00
Over 25,000 Square Feet	\$10.00

#### **938.05 Stormwater Fee Collection**

The Fee provided in Section \_\_\_\_\_.04 shall be billed to the person or entity currently receiving the City's utility bill for water utility services. The owner of the parcel of property in question shall always be responsible for said bills. Such fee shall appear on the utility bill rendered by the City for water services as a separate item and shall be considered an integral part of such bill. Failure to remit the entire amount of the charges for all services shall constitute a delinquency, with termination of all services to take place in accordance with the provisions of the Codified Ordinances of the City of Canal Fulton, thirty days after such delinquency. For those properties within the corporate limits of the City that do not utilize the City's sanitary sewer services the property owner, or their designee shall be billed separately for the Stormwater Fee. The Storm Water User Fee will part of the consolidated statement for City utility customers which is paid by a single payment. In the event that a partial payment is received, the payment shall be applied as follows. Storm Water Utility first, sewer charges second and water charges third.

#### **938.06 Stormwater Drainage Fund**

The revenues received pursuant to this Chapter \_\_\_\_ shall be deposited with the City Finance Director and shall be kept in a separate and distinct fund known as the Stormwater Utility Fund. The Stormwater Utility Fund shall be used for the payment of the cost of items related to the City's Storm Water Management Plan as mandated by the Ohio Environmental Protection Agency (OEPA) and of the management, maintenance, operation and repair of the Stormwater Management System and for the enlargement or replacement of the Stormwater Management System, for the construction and reconstruction of said System, for the payment of interest on any indebtedness incurred for the construction thereof, and for the creation of a sinking fund for

the payment of such indebtedness, but shall not be used for any other purpose not related to items in this chapter or for private storm sewer apputances.

#### **938.07 Stormwater District Review and Appeals Board**

(a) The City of Canal Fulton Stormwater District Review and Appeals Board is hereby established. Said Board shall consist of five (5) members; The City Engineer and the City Manager. The other three (3) members shall consist of electors of the City appointed by the Mayor and approved by City Council. Appointed members may be removed by the Mayor with the approval of a vote of two-thirds (2/3) of the members of City Council. The term of office for appointed members of said Board shall be two (2) years. Should a vacancy occur on the Board, the remaining portion of the unexpired term shall be filled by the Mayor and approved by City Council.

(b) The Board is authorized to hear appeals regarding disputes and complaints brought by owners and nonowners concerning application of this chapter, including the authority to make adjustments as appropriate to provide relief from a strict application of the provisions of this Chapter due to unique circumstances which reduce the burden of operating, constructing, repairing and maintaining the Stormwater Management System and the structures and devices related thereto, while accomplishing the intent of this Chapter, as follows:

1. Calculation of the total number of billing units assigned to a property that are claimed to be inaccurate due to alleged inaccuracies in data utilized by the billing staff.
2. Adjustment to or credit against billing units assigned to a property which wholly or partially drains directly outside the City limits.
3. Adjustments to or credits against billing units assigned to properties containing stormwater detention or retention facilities providing on-site management of stormwater prior to discharge to the public Stormwater Management System.
4. Adjustments arising from a break in billing units due to change in property ownership, account responsibility or similar matters.
5. Any other adjustments or credits against billing services assigned to properties which diminish the quantity of stormwater handled by the Stormwater Management System or reduce the cost to the City of constructing, operating and maintaining said System, such as a property owner's agreement to install oversize storm sewer pipes at its own cost, which provides stormwater drainage for other properties, obligations assumed by an owner to maintain and repair storm sewer lines which are a part of the City's Stormwater Management System, providing stormwater retention of detention facilities designed and installed to detain or retain stormwater originating from other properties.

(c) Any appeal must be filed in writing for a request for reconsideration, and must describe the specific error alleged, and contain the resolution of said dispute which the appealing party feels is correct. Said Board may request additional information from either the appealing party or the City. The decision of said Board shall be final.

#### **938.08 Flooding, Liability**

Floods from stormwater runoff may occasionally occur which exceed the capacity of storm drainage facilities constructed, operated, or maintained by funds made available under this Chapter. This Chapter does not imply that Property subject to the fees and charges established herein will always be free from stormwater flooding or flood damage, or that stormwater systems capable of handling all Storm events can be cost effectively constructed, operated, or maintained. Nor shall this Chapter create a liability on the part of, or cause of action against, the City or any officer or employee thereof for any flood damage that may result from such Storms or the runoff thereof. Nor does this Chapter purport to reduce the need or the necessity for obtaining flood insurance.

#### **938.09 Notice to Correct Drainage**

- (a) Whenever the City Manager or his designee shall find that a tract of land is inadequately drained, or that there is an obstruction to a culvert, covered drain, or other natural or man-made watercourse that interferes with water naturally flowing therein or that such culvert, drain, or watercourse is of insufficient capacity to reasonably accommodate the flow of water, as required by this Chapter, the City Manager or his designee shall notify the owner or person having possession, charge, or management of such land to remove the obstruction or provide the

# RECORD OF ORDINANCES

BEZIR GRAPHICS 800-325-1094 FORM NO. 90043

Ordinance No. 26-18

Passed \_\_\_\_\_, 20\_\_\_\_

An Ordinance Amending Ordinance 31-17, and  
Providing for Changes to Previously Authorized  
Appropriations.

WHEREAS, it is necessary for the City of Canal Fulton to authorize additional appropriations for current expenses and other expenditures for the fiscal year ending December 31, 2018, which were not anticipated or included in Ordinance 31-17, as the City's 2018 Appropriation Ordinance, and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE  
CITY OF CANAL FULTON, OHIO, THAT:

**Section 1:** City Council authorizes the Finance Director to increase the Water Capital Projects Fund appropriations by \$25,000.00 to account for the cost of creating an inventory of water system assets as required by the Ohio EPA.

Water Capital Projects Fund			
Category	Previously Approved	Change	New Appropriations
Non-Payroll Costs	120,833.33	25,000.00	145,833.33

**Section 2:** This Ordinance shall take effect and be in full force and effect from and after the earliest period allowed by law.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

ATTEST:

\_\_\_\_\_  
Teresa Dolan, Clerk of Council

I, Teresa Dolan, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance \_\_\_\_\_, 18, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2018, and that publication of the foregoing Ordinance was duly made by listing same on the City's website and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall, each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Teresa Dolan, Clerk of Council

# RECORD OF RESOLUTIONS

BEA/1 GRAPHICS 400-375-3334 FORM NO. 30043

Resolution No.

14-18

Passed

, 20

A RESOLUTION DESIGNATING ELIGIBLE DEPOSITORIES FOR THE PERIOD FROM JANUARY 1, 2018 THROUGH DECEMBER 31, 2023.

WHEREAS, Ohio Revised Code Section 135.12 requires the official designation by Council of public depositories for public funds, and

WHEREAS, Ohio Revised Code Chapter 135 requires the official estimation by Council of the City's maximum inactive deposits, and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON, STATE OF OHIO, THAT:

**Section 1:** Council determines the City of Canal Fulton has zero dollars of inactive deposits.

**Section 2:** Council authorizes the following banking institutions as designated depositories for active and interim deposits:

- First Commonwealth Bank
- Huntington Bank
- PNC Bank
- Apple Creek Banking Company

**Section 3:** Council also authorizes the State Treasurer Asset Reserve of Ohio (STAROhio) program, which is administrated by the Ohio Treasurer of State, as a designated depository for interim deposits.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

ATTEST:

\_\_\_\_\_  
Teresa Dolan, Clerk of Council

I, Teresa Dolan, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance \_\_\_\_\_, 18, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2018, and that publication of the foregoing Ordinance was duly made by listing same on the City's website and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall, each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Teresa Dolan, Clerk of Council



# RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 27.18

Passed \_\_\_\_\_, 20\_\_\_\_

AN ORDINANCE AMENDING ORDINANCE 29-17, RATES OF PAY FOR NON-BARGAINING EMPLOYEES, AND REPEALING ANY ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, the Canal Fulton City Council has established rates of pay for non-bargaining employees, and

WHEREAS, adjustments are to be made to their pay, and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CANAL FULTON, STATE OF OHIO, THAT:

Section 1: Section 124.02 of the Codified Ordinances shall be amended to read:

**124.02 CLERK OF COUNCIL / ASSISTANT TO THE CITY MANAGER**

There is established the position of Clerk of Council / Assistant to the City Manager at the direction of the City Manager. The salary shall be \$46,960.97 per year, payable 42% from the General Fund, 29% from the Water Operating Fund, and 29% from the Sewer Operating Fund.

Section 2: Section 123.01 of the Codified Ordinances shall be amended to read:

**123.01 FINANCE DIRECTOR**

The Finance Director shall receive a salary of \$62,881.46 per year, payable 42% from the General Fund, 29% from the Water Operating Fund, and 29% from the Sewer Operating Fund.

Section 3: The Assistant to the Finance Director shall receive a pay rate of \$18.62 per hour, payable 42% from the General Fund, 29% from the Water Operating Fund, and 29% from the Sewer Operating Fund.

Section 4: The Chief of Police shall receive a salary of \$70,358.09 per year, payable from the Police Fund. The position shall receive the same uniform allowance as union employees of the department.

Section 5: The Police Department Administrative Assistant shall receive a pay rate of \$18.43 per hour, payable from the Police Fund.

Section 6: The Superintendent of the Utility Department shall receive a salary of \$55,677.48 per year, payable 50% from the Water Operating Fund and 50% from the Sewer Operating Fund. The position shall receive the same uniform allowance as union employees of the department. If the employee possesses a Water Operator and/or Sewer Operator certification equivalent to the classification of the City Water Treatment Plant and Wastewater Treatment Plant, then the position shall receive the same stipend as union employees of the Utilities Department.

Section 7: The Superintendent of the Street Department position will be vacant at the start of 2018. The salary will be determined by City Council at a later date.

Section 8: Pursuant to the compensation package adopted by Ordinance 22-12, the City Manager shall receive a salary of \$79,017.54 per year, payable 42% from the General Fund, 29% from the Water Operating Fund, and 29% from the Sewer Operating Fund.

Section 9: The Law Director shall receive a salary of \$28,154.06 per year, payable 42% from the General Fund, 29% from the Water Operating Fund, and 29% from the Sewer Operating Fund. Since the position is not a full-time employee, the position is not eligible for longevity pay defined in Section 11 below.

# RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_

**Section 10:** The Zoning Inspector shall receive a pay rate of \$18.56 per hour, payable from the General Fund. Since the position is not a full-time employee, the position is not eligible for longevity pay defined in Section 11 below.

**Section 11:** The City will temporarily employ a 2<sup>nd</sup> Zoning Inspector at a pay rate of \$20.00 per hour, payable from the General Fund. Since the position is not a full-time employee, the position is not eligible for longevity pay defined in Section 11 below.

**Section 12:** There is established the position of Parks and Recreation Director. The salary shall be \$18.56 per hour, payable 60% from the General Fund and 40% from the St. Helena II Fund. Since the position is not a full-time employee, the position is not eligible for longevity pay defined in Section 11 below.

**Section 13:** All full-time employees shall receive additional compensation of \$150 for every year of full-time service worked for the City. This longevity service pay shall be cumulative upon each employee's anniversary date of full-time employment.

**Section 14:** Rates of pay for **part-time** police officers and the **part-time** fire department administrative assistant shall be established as follows:

	HOURLY RATE		
	YEAR 1	YEAR 2	3 or More Years of Service
Part-Time Police Officers	\$14.99	\$16.10	\$17.20
Part-Time Fire Dept. Administrative Assistant	\$12.52	\$13.40	\$14.08

**Section 15:** Rates of pay for **part-time** Canal Boat employees shall be established as follows:

	YEAR 1	2 or More Years of Service
Canal Boat Crew	State Minimum Wage	\$9.19
Canal Boat Captain	\$10.53	\$11.69

**Section 16:** Rates of pay for non-safety **part-time** employees shall be established as follows:

	HOURLY RATE		
	YEAR 1	YEAR 2	3 or More Years of Service
Seasonal Street Department CDL Laborer	\$12.52	\$13.40	\$14.08
Utility Public Works Laborer	\$11.13	\$11.92	\$12.53
Casual Laborer	State Minimum Wage	\$9.02	\$9.49
Summer Works Program	State Minimum Wage	State Minimum Wage	State Minimum Wage
Clerical	\$9.19	\$10.53	\$11.69
Income Tax Assistant	\$12.52	\$13.40	\$14.08
Payroll & Finance Clerk	\$12.52	\$13.40	\$14.08
Community Service Coordinator	\$12.52	\$13.40	\$14.08
Canalway Programs Director	\$12.52	\$13.40	\$14.08
Canalway Programs Assistant	\$9.19	\$10.53	\$11.69

# RECORD OF ORDINANCES

CSAR GRAPHICS 800-326-8094 FORM NO. 90043

Ordinance No. \_\_\_\_\_

Passed \_\_\_\_\_, 20\_\_\_\_

**Section 17:** The permanent non-bargaining part-time employees (currently consists of the Parks and Recreation Director, Community Service Coordinator, Income Tax Assistant, Zoning Inspector) will receive 4 hours of pay for the following holidays: New Year's Day, President's Day, Memorial Day, Independence Day, Labor Day, Veteran's Day, Thanksgiving Day, the day after Thanksgiving, Christmas Eve, and Christmas Day.

**Section 18:** All other ordinances inconsistent herewith are repealed.

**Section 19:** This Ordinance shall be effective January 1, 2018 for the fiscal year 2018.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

ATTEST:

\_\_\_\_\_  
Teresa Dolan, Clerk of Council

I, Teresa Dolan, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance \_\_\_\_\_, 18, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2018, and that publication of the foregoing Ordinance was duly made by listing same on the City's website and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall, each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Teresa Dolan, Clerk of Council

**RECORD OF ORDINANCES**

ORDINANCE NO. 28-18

Ordinance No.

28-18

Passed

, 20

**AN ORDINANCE BY THE COUNCIL  
OF THE CITY OF CANAL FULTON,  
OHIO AMENDING ORDINANCE  
NO. 1-15 AND REPEALING  
ORDINANCE 14-16.**

**WHEREAS**, City Council and the Administration wish to amend the Ordinance No. 1-15, which created the classification of Sergeant within the Police Department so as to provide for up to two (2) positions, and to provide for initial compensation for the position(s), and repealing Ordinance No. 14-16.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF  
THE CITY OF CANAL FULTON, OHIO, THAT:**

**SECTION 1.** Ordinance No. 1-15 which provides for the classification of Sergeant within the City of Canal Fulton Police Department shall be amended and replaced with the language in Section 2 and 3 below. Additionally, Ordinance No. 14-16 shall be repealed.

**SECTION 2.**

(a) The City shall have in the Police Department the classification of Police Sergeant. There shall be no more than two (2) Police Sergeants within the department at any time. Police Sergeants shall continue in office until removed therefrom as provided in Ohio R.C. 737.12 or other applicable Ohio law.

(b) The classification of Police Sergeant shall be a classified service of the City and shall serve with specific duties and responsibilities assigned by the Chief of Police.

**SECTION 3.**

(c) Benefits for the Sergeant classification shall be provided in accordance with City ordinances and the hourly wage rate shall be set by the City Council, or if applicable, any collective bargaining agreement.

**SECTION 4.** It is found and determined that all formal actions of this

**RECORD OF ORDINANCES**

ORDINANCE FORM NO. 001

Ordinance No. \_\_\_\_\_ Passed \_\_\_\_\_, 20\_\_\_\_

Council concerning and relating to the adoption of this Ordinance were conducted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in accordance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

**ATTEST:**

\_\_\_\_\_  
Teresa Dolan, Clerk-of-Council

I, Teresa Dolan, Clerk-of-Council of the City of Canal Fulton, Ohio, do hereby certify that this is a true and correct copy of Ordinance \_\_\_\_-18, duly adopted by the Council of the City of Canal Fulton, on the date of \_\_\_\_\_, 2018, and that publication of the foregoing Ordinance was duly made by listing same on the city's web-site and by posting true and correct copies thereof at three of the most public places in said corporation as determined by Council as follows: Canal Fulton Post Office, Canal Fulton Public Library and Canal Fulton City Hall each for a period of fifteen days, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Teresa Dolan, Clerk-of-Council

SEF/bp

## RECORD OF ORDINANCES

Ordinance No.

29.18

Passed

20

AN ORDINANCE BY THE  
COUNCIL OF THE CITY OF  
CANAL FULTON, OHIO TO  
REPLAT OUT LOT 257  
KNOWN AS CANAL PLACE  
AND REPEALING ANY  
ORDINANCE IN CONFLICT  
THEREWITH.

WHEREAS, The Planning Commission of the City of Canal Fulton,  
Ohio has recommended replatting Out Lot 257 known as Canal Place.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF  
THE CITY OF CANAL FULTON, OHIO that:

The City of Canal Fulton agrees to replat Out Lot 257 known as Canal  
Place pursuant to Plat attached as "Exhibit A" and incorporated by reference  
herein and repealing any Ordinance in conflict therewith.

\_\_\_\_\_  
Joseph A. Schultz, Mayor

ATTEST:

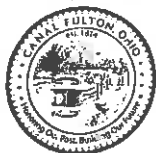
\_\_\_\_\_  
Teresa Dolan, Clerk-of-Council

I, Teresa Dolan, Clerk-of-Council of the City of Canal Fulton, Ohio, do  
hereby certify that this is a true and correct copy of Ordinance \_\_\_\_\_ 2018,  
duly adopted by the Council of the City of Canal Fulton, on the date of  
\_\_\_\_\_, 2018, and that publication of the foregoing Ordinance was duly  
made by listing same on the city's web-site and by posting true and correct  
copies thereof at three of the most public places in said corporation as  
determined by Council as follows: Canal Fulton Post Office, Canal Fulton  
Public Library and Canal Fulton City Hall each for a period of fifteen days,  
commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Teresa Dolan, Clerk-of-Council

SEF/bp





BILL TO:

DELIVER  
TO:

## City of Canal Fulton

155 East Market Street, Suite #A  
Canal Fulton, Ohio 44614-1305  
(330) 854-2225 • FAX (330) 854-6913

## PURCHASE ORDER

P.O. NUMBER

RG011793

P.O. DATE

07/23/18

DEPARTMENT

STREET

CREATED BY

VENDOR NO.

02264

CANAL FULTON ADMINISTRATION  
155 E. MARKET ST.  
SUITE #A  
CANAL FULTON, OH 44614

VENDOR:

TRI C CONCRETE & EXCAVATING  
8263 CLEVELAND MASSILLON RD  
CLINTON, OH 44216THE ABOVE PURCHASE ORDER NUMBER MUST APPEAR ON ALL BILLS AND PACKAGES.  
Material on this order is exempted from the Ohio Sales Tax and Federal Excise Taxes.

FEDERAL ID # 34-6000498

ACCOUNT NUMBER	AMOUNT
391.360.5730	\$11,421.00

QUANTITY	UNIT	DESCRIPTION	PRICE / UNIT	AMOUNT
		CONCRETE REPAIR ON MAYNARD		\$11,421.00
		THIS PURCHASE ORDER IN EXCESS OF \$5,000 WAS APPROVED BY A MOTION OF CANAL FULTON CITY COUNCIL ON ____ / ____ / ____		
			TOTAL:	\$11,421.00

CIRCLE IF APPLICABLE: Now and then P.O. — the purchase was made before approval of P.O. Funds were available then as they are available now.

## FISCAL OFFICER'S CERTIFICATE

I am hereby certified that the amount required to meet the contract, agreement, obligation,  
payment or expenditure stated in this purchase order has been lawfully appropriated,  
authorized or directed for such purpose and is in the Treasury or in the process of collection  
from the credit of the appropriate Fund(s), free from any obligation or certification now outstanding.

Finance Director

Date

City Manager / Mayor

Date

THIS ORDER IS NOT VALID UNLESS SIGNED BY THE FINANCE DIRECTOR AND EITHER THE CITY MANAGER OR MAYOR